

02-06-04

DA C 15

Dkt. 2259/58463/JPW/AJM

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicants : Harold J. Wanebo and Shashikant Mehta  
Serial No. : 09/287,884 Examiner: J.D. Goldberg  
Filed : April 7, 1999 Group Art Unit: 1614  
For : COMBINATIONS OF CERAMIDE AND CHEMOTHERAPEUTIC  
AGENTS FOR INDUCING CELL DEATH AND USES  
THEREOF IN TREATING CANCER

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450  
**MAIL STOP PETITION**

**RECEIVED**

**FEB 11 2004**

**OFFICE OF PETITIONS**

SIR:

**EXPRESS MAIL CERTIFICATE OF MAILING**  
**FOR ABOVE-IDENTIFIED APPLICATION**

"Express Mail" mailing label number: ET 735 978 502 US

Date of Deposit: February 4, 2004

I hereby certify that this paper or fee is being deposited to the United States Postal Service "Express Mail Post Office to Addressee" service under 37 C.F.R. §1.10 on the date indicated above and is addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450

Printed Name: John P. White

Respectfully submitted,

John P. White  
Registration No. 28,678  
Alan J. Morrison  
Registration No. 37,399  
Attorneys for Applicants  
Cooper & Dunham LLP  
1185 Avenue of the Americas  
New York, New York 10036  
Tel. No. (212) 278-0400



Dkt. 2259/58463/JPW/AJM/NFM

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicants: Harold J. Wanebo and Shashikant Mehta #16  
Serial No.: 09/287,884 Examiner: J.D. Goldberg  
Filed : April 7, 1999 Group Art Unit: 1614  
For : COMBINATIONS OF CERAMIDE AND CHEMOTHERAPEUTIC  
AGENTS FOR INDUCING CELL DEATH AND USES THEREOF  
IN TREATING CANCER

1185 Avenue of the Americas  
New York, New York 10036  
February 4, 2004

**RECEIVED**

Attention: Office of Petitions  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**FEB 11 2004**

**OFFICE OF PETITIONS**

SIR:

**PETITION TO REVIVE AN UNINTENTIONALLY  
ABANDONED APPLICATION UNDER 37 C.F.R. §1.137(b)**

This Petition is submitted to revive the above-identified application under 37 C.F.R. §1.137(b). A copy of the Notice of Abandonment issued April 24, 2002 in connection with the above-identified application is attached hereto as **Exhibit A**.

**REMARKS**

**Notice of Abandonment and Related Facts**

*July 13, 2001 Notice of Allowance*

A Notice of Allowance was issued in the subject application on July 13, 2001 requiring applicants to submit (i) the issue fee and (ii) new formal drawings by the October 15, 2001 deadline for doing so. A copy of the July 13, 2001 Notice of Allowance is attached hereto as **Exhibit B**.

02/09/2004 SSESHE1 00000032 033125 09287884

01 FC:2453 45.00 DA 620.00 DP

Applicants: Harold J. Wanebo and Shashikant Mehta  
Serial No.: 09/287,884  
Filed: April 7, 1999  
Page 6

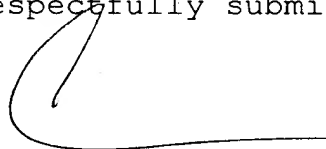
**Summary**

In view of the foregoing, applicants earnestly solicit an expeditious revival of the subject application so that it may proceed to issuance of a patent.

If a telephone interview would be of assistance in resolving any issue in connection with this petition, applicants' undersigned attorneys invite the Examiner to telephone them at the number provided below.

No fee, other than the enclosed \$620.00 fee as set forth in 37 C.F.R. §1.17(m), is deemed necessary in connection with the filing of this petition. If any additional fee is required, authorization is hereby given to charge the amount of any such fee to Deposit Account No. 03-3125.

Respectfully submitted,



---

John P. White  
Registration No. 28,678  
Alan J. Morrison  
Registration No. 37,399  
Attorneys for Applicants  
Cooper & Dunham LLP  
1185 Avenue of the Americas  
New York, New York 10036  
Tel. No. (212) 278-0400

Applicants: Harold J. Wanebo and Shashikant Mehta  
Serial No.: 09/287,884  
Filed: April 7, 1999  
Page 2

*October 15, 2001 Communication Forwarding Formal Drawings*

In response to the July 13, 2001 Notice of Allowance, applicants timely submitted the issue fee on October 15, 2001.

The undersigned attorneys have been unable to locate the file for the subject application and, thus, unable to provide verification of the filing of the Communication Forwarding Formal Drawings in the form of a stamped, returned postcard receipt. However, it is the undersigned attorneys' belief that formal drawings were completed and mailed to the U.S. Patent and Trademark Office on October 15, 2001. As evidence of the completion of the formal drawings, applicants submit as **Exhibit C** a copy of the billing records for Cooper & Dunham LLP in connection with the subject application during the relevant time period, i.e., from January, 2001 through September, 2003. According to these records, time was billed for the preparation of formal drawings by Ms. Yadira Green ("YG"), a paralegal employed at Cooper & Dunham LLP, on August 17, 2001, August 20, 2001 and October 3, 2001 (see page 2 of Exhibit C).

Furthermore, as evidence of the submission of the formal drawings, applicants submit as **Exhibit D** a redacted copy of Cooper & Dunham LLP's internal docketing record for October 15, 2001. On page 2 of this record, under the prompt for the subject application, listed as docket number 58463 and stating "drawings," is the notation "filed 10/15/01 - YG," and a check mark indicating that Ms. Green believed that the drawings were filed with the U.S. Patent and Trademark Office by the deadline for doing so.

Applicants: Harold J. Wanebo and Shashikant Mehta  
Serial No.: 09/287,884  
Filed: April 7, 1999  
Page 3

*April 24, 2002 Notice of Abandonment*

On March 18, 2002, the Examiner assigned to this application, Examiner Toni Hood, left a telephone message with the undersigned attorney's firm stating that the new formal drawings had not yet been received by the Patent and Trademark Office, and inquiring whether or not the new formal drawings were timely submitted. At that time, the file for the subject application could not be located by the undersigned attorney, preventing the undersigned attorney from timely submitting a copy of the Communication Forwarding Formal Drawings which is believed to have been filed on October 15, 2001. As stated above, the undersigned attorney has since still been unable to locate the file for the subject application.

As a result, on April 24, 2002, the U.S. Patent and Trademark Office issued a Notice of Abandonment in connection with the subject application.

The April 24, 2002 Notice states that the subject application is abandoned in view of applicants' failure to timely submit new formal drawings in response to the July 13, 2001 Notice of Allowance by the October 15, 2001 deadline for doing so.

On June 21, 2002, Alan J. Morrison, Esq. of the undersigned attorney's office spoke by telephone with Mr. Tom Hawkins, the Abandonment contact person at the Patent and Trademark Office, concerning the April 24, 2002 Notice of Abandonment. During the telephone conference, Mr. Hawkins stated to Mr. Morrison that in order to withdraw the holding of abandonment, supporting evidence must be submitted demonstrating that the Patent and Trademark Office received the formal drawings submitted on October 15,

Applicants: Harold J. Wanebo and Shashikant Mehta  
Serial No.: 09/287,884  
Filed: April 7, 1999  
Page 4

2001.

On September 6, 2002, after numerous, unsuccessful attempts to locate the file for the subject application, Mr. Morrison executed a Power to Inspect and Make Copies, and provided that document to Ms. Helene Stanonick with instructions to obtain a copy of the prosecution history for the subject application, including a copy of the originally filed drawings, to be used to prepare replacement formal drawings. Copies of (i) the September 6, 2002 letter to Ms. Stanonick, (ii) the Power to Inspect and Make Copies and (iii) the facsimile transmission receipt indicating successful transmission, are attached hereto as **Exhibit E**.

On January 6, 2003, still having not received a copy of the prosecution history from Ms. Stanonick, the instructions to her were reiterated by retransmitting the September 6, 2002 letter by facsimile. The facsimile transmission receipt indicating successful transmission is attached hereto as **Exhibit F**. After receipt of the file history, new, replacement formal drawings were prepared by the undersigned attorney's firm. These drawings were completed on April 10, 2003.

**Action Requested**

*Petition to Revive Unintentionally Abandoned Application*

Applicants hereby petition to revive the subject unintentionally abandoned application under 37 C.F.R. §1.137(b).

A petition under 37 C.F.R. §1.137(b) must be accompanied by:

- (1) the required reply, unless it has been previously submitted;

Applicants: Harold J. Wanebo and Shashikant Mehta  
Serial No.: 09/287,884  
Filed: April 7, 1999  
Page 5

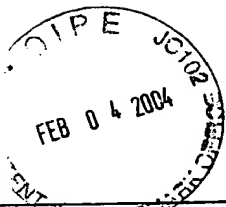
- (2) the petition fee set forth in 37 C.F.R. §1.17(m);
- (3) a statement that the entire delay in filing the required reply from the due date for the reply until the filing of a grantable petition pursuant to this paragraph was unintentional; and
- (4) any terminal disclaimer (and fee as set forth in §1.20(d)) required pursuant to 37 C.F.R. §1.137(c) for a utility application filed before June 8, 1995.

Applicants submit as **Exhibit G** a replacement Communication Forwarding Formal Drawings, including twenty-one (21) sheets of new, corrected formal drawings for Figures 1-12 (**Exhibit 1**).

The fee for filing a Petition under 37 C.F.R. §1.137(b) as set forth in 37 C.F.R. §1.17(m) is SIX HUNDRED FORTY DOLLARS (\$640.00) for a small entity. Small entity status has been previously established. Authorization is hereby given to charge the amount of such fee to Deposit Account No. 03-3125.

Pursuant to 37 C.F.R. §1.137(b)(3), the undersigned hereby states that, for the reasons set forth above, the entire delay in filing the required reply from the original due date for reply until the filing of this Petition pursuant to 37 C.F.R. §1.137(b) was unintentional.

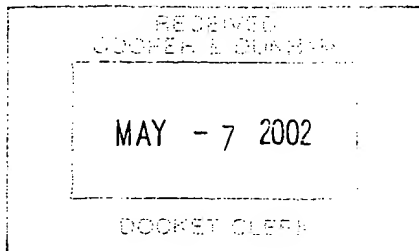
Because the subject application was filed after June 8, 1995, no terminal disclaimer is required under 37 C.F.R. §1.137(c).



**UNITED STATES DEPARTMENT OF COMMERCE  
Patent and Trademark Office**

Address: COMMISSIONER OF PATENTS AND TRADEMARKS  
Washington, D.C. 20231

APPLICATION NUMBER 671587889	FILING DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NO.
---------------------------------	-------------	-----------------------	---------------------



EXAMINER
----------

ART UNIT	PAPER NUMBER 1419
----------	----------------------

DATE MAILED:

**NOTICE OF ABANDONMENT**

2<sup>nd</sup> Response: 6/24/2002  
S.M.L.

This application is abandoned in view of:

- ☐ Applicant's failure to timely file a proper response to the Office letter mailed on \_\_\_\_\_.
- ☐ A response (with a Certificate of Mailing or Transmission of \_\_\_\_\_) was received on \_\_\_\_\_, which is after the expiration of the period for response (including a total extension of time of \_\_\_\_\_ month(s)) which expired on \_\_\_\_\_.
- ☐ A proposed response was received on \_\_\_\_\_, but it does not constitute a proper response to the final rejection.

(A proper response to a final rejection consists only of: a timely filed amendment which places the application in condition for allowance; a Notice of Appeal; or the filing of a continuing application under 37 CFR 1.62 (FWC).

- ☐ No response has been received.
- ☐ Applicant's failure to timely pay the required issue fee within the statutory period of three months from the mailing date of the Notice of Allowance.

- ☐ The issue fee (with a Certificate of Mailing or Transmission of \_\_\_\_\_) was received on \_\_\_\_\_.
- ☐ The submitted issue fee of \$ \_\_\_\_\_ is insufficient. The issue fee required by 37 CFR 1.18 is \$ \_\_\_\_\_.
- ☐ The issue fee has not been received.

- ☒ Applicant's failure to timely file new formal drawings as required in the Notice of Allowability.

- ☐ Proposed new formal drawings (with a Certificate of Mailing or Transmission of \_\_\_\_\_) were received on \_\_\_\_\_.
- ☐ The proposed new formal drawings filed \_\_\_\_\_ are not acceptable.
- ☒ No proposed new formal drawings have been received.

- ☐ The express abandonment under 37 CFR 1.62(g) in favor of the FWC application filed on \_\_\_\_\_.

- ☐ The letter of express abandonment which is signed by the attorney or agent of record, the assignee of the entire interest, or all of the applicants.

- ☐ The letter of express abandonment which is signed by an attorney or agent (acting in a representative capacity under 37 CFR 1.34(a) upon the filing of a continuing application.

- ☐ The decision by the Board of Patent Appeals and Interferences rendered on \_\_\_\_\_ and because the period for seeking court review of the decision has expired and there are no allowed claims.

- ☐ The reason(s) below:

**ABANDONMENT  
CONTACT PERSON IS:  
TOM HAWKINS  
305-8380**



UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE  
United States Patent and Trademark Office  
Address: COMMISSIONER OF PATENTS AND TRADEMARKS  
Washington, D.C. 20231  
www.uspto.gov

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/287,884	04/07/1999	HAROLD J. WANEBO	58463/JPW/EM	6824

7590 04/24/2002  
JOHN P WHITE  
COOPER & DUNHAM  
1185 AVENUE OF THE AMERICAS  
NEW YORK, NY 10036



EXAMINER

GOLDBERG, JEROME D

ART UNIT PAPER NUMBER

1614

PH 14

DATE MAILED: 04/24/2002

Please find below and/or attached an Office communication concerning this application or proceeding.



UNITED STATES DEPARTMENT OF COMMERCE  
Patent and Trademark Office

**NOTICE OF ALLOWANCE AND ISSUE FEE DUE**

HM1270719

JOHN F. WHITE  
COOPER & DUNHAM  
1185 AVENUE OF THE AMERICAS  
NEW YORK NY 10036

APPLICATION NO.	FILING DATE	TOTAL CLAIMS	EXAMINER AND GROUP ART UNIT	DATE MAILED
09/287,884	04/07/99	014	GOLDBERG, J	1614 07/13/01
First Named Applicant	WANEBO, 35 USC 154(b) term ext. = 0 Days.			

**DESCRIPTION** COMBINATIONS OF CERAMIDE AND CHEMOTHERAPEUTIC AGENTS FOR INDUCING CELL DEATH AND USES THEREOF IN TREATING CANCER

ATTY'S DOCKET NO.	CLASS-SUBCLASS	BATCH NO.	APPLN. TYPE	SMALL ENTITY	FEE DUE	DATE DUE
1 58463/JPW/EM	514-449.000	108	UTILITY	YES	\$620.00	10/15/01

**THE APPLICATION IDENTIFIED ABOVE HAS BEEN EXAMINED AND IS ALLOWED FOR ISSUANCE AS A PATENT. PROSECUTION ON THE MERITS IS CLOSED.**

**THE ISSUE FEE MUST BE PAID WITHIN THREE MONTHS FROM THE MAILING DATE OF THIS NOTICE OR THIS APPLICATION SHALL BE REGARDED AS ABANDONED. THIS STATUTORY PERIOD CANNOT BE EXTENDED.**

**HOW TO RESPOND TO THIS NOTICE:**

Review the SMALL ENTITY status shown above.

If the SMALL ENTITY is shown as YES, verify your current SMALL ENTITY status:

- If the status is changed, pay twice the amount of the FEE DUE shown above and notify the Patent and Trademark Office of the change in status, or
- If the status is the same, pay the FEE DUE shown above.

If the SMALL ENTITY is shown as NO:

- Pay FEE DUE shown above, or
- File verified statement of Small Entity Status before, or with, payment of 1/2 the FEE DUE shown above.

Part B-Issue Fee Transmittal should be completed and returned to the Patent and Trademark Office (PTO) with your ISSUE FEE. Even if the ISSUE FEE has already been paid by charge to deposit account, Part B Issue Fee Transmittal should be completed and returned. If you are charging the ISSUE FEE to your deposit account, section "4b" of Part B-Issue Fee Transmittal should be completed and an extra copy of the form should be submitted.

All communications regarding this application must give application number and batch number.

Please direct all communications prior to issuance to Box ISSUE FEE unless advised to the contrary.

**IMPORTANT REMINDER: Utility patents issuing on applications filed on or after Dec. 12, 1980 may require payment of maintenance fees. It is patentee's responsibility to ensure timely payment of maintenance fees when due.**

**PATENT AND TRADEMARK OFFICE COPY**

10:32 AM \*Oct 21, 2003

COOPER & DUNHAM LLP  
 Draft For Work-In-Process Through 10-21-03  
 Matter ID.: 2259-05846301  
 C & D File No.: 2259-58463

Page No.: 1

\*\* Bill sent to Client Address? Y

BILLING ATTORNEY: 8 - John P. White BILLING GROUP: C1

ROGER WILLIAMS HOSPITAL  
 c/o Edward & Angell, LLP  
 Attn: Mr. James R. McGuirk, Esq.  
 2800 Bankboston Plaza  
 Providence, Rhode Island 02903-2499

Total Billed Fees: 4,951.00  
 Total Billed Costs: 935.94  
 Total Collected: 4,947.44  
 Date of Last Bill: 11-30-00 187.25  
 Date of Last Payment: 09-25-00 4,481.91  
 Date of Last Write-off: 0.00  
 Combined Advance Deposit Balance: 0.00  
 Fee Advance Deposit Balance: 0.00  
 Cost Advance Deposit Balance: 0.00  
 Trust Funds 1: 0.00  
 Trust Funds 2: 0.00  
 Trust Funds 3: 0.00  
 Trust Funds 4: 0.00  
 Bill Form: 914 JPW STANDARD FORMAT  
 I/Comments:

B/Comm:

RE: HAROLD J. WANEBO, ET AL., COMBINATIONS  
 OF C6 CERAMIDE AND CHEMOTHERAPEUTIC AGENTS FOR INDUCING CELL DEATH AND USES THERE

	TOTAL DUE	FEE DUE	COSTS DUE	INT DUE	----- AGING AS OF 10-21-03 -----	00-30	31-60	61-90	90+
Work-in-Process as of 10-21-03	31,306.36	29,372.50	1,933.86	0.00	22.50	0.00	324.75	30,959.11	
Balance Forward as of 10-21-03	939.50	939.50	0.00	0.00	0.00	0.00	0.00	939.50	

## -----FEE RECAP-----

Attorney	Hours	Rate	Amount
8 - JPW	0.5	455.00	227.50
44 - AJM	19.2	295.00	5,664.00
148 - EMW	0.2	230.00	46.00
166 - AAH	1.1	150.00	165.00
169 - MYS	0.6	120.00	72.00
200 - JHB	0.4	130.00	52.00
248 - YG	27.1	80.00	2,168.00
253 - WWH	93.6	175.00	16,380.00
255 - ANX	1.6	90.00	144.00
267 - NFM	26.2	170.00	4,454.00

TOTAL WIP FEES:	170.5	29,372.50
-----------------	-------	-----------

## -----COST RECAP-----

1 POSTAGE	185.50
6 FAXES	72.00
24 PHOTOCOPIES	522.75
27 PATENT & TRADEMARK O	679.00
31 COURIER SERVICE	22.25
46 FILE HISTORY	288.37
99 *	163.99

TOTAL WIP COSTS:	1,933.86
------------------	----------

TOTAL WIP:	31,306.36	31,306.36
------------	-----------	-----------

TOTAL OUTSTANDING:	32,245.86
--------------------	-----------

BILLING INSTRUCTIONS: Bill Fees \_\_\_\_\_ Bill Costs \_\_\_\_\_ Show Bal. Fwd. \_\_\_\_\_ Apply Adv Dep \_\_\_\_\_ Draft \_\_\_\_\_  
 Special Paragraph \_\_\_\_\_ Rebill Only \_\_\_\_\_

DATE	ATY	DESCRIPTION	TASK CODE H/N	HOURS	RATE	AMOUNT
01-02-01	EMW	Telephone conference with Dr. S. Mehta regarding publications required for supplemental response		0.1	230.00	23.00
01-31-01	EMW	Telephone conference with Dr. S. Mehta regarding publications for supplemental response		0.1	230.00	23.00
03-21-01	JPW	Review PTO Office Action - Final		0.1	455.00	45.50
04-06-01	WWH	Preparation of letter reporting office action		1.2	175.00	210.00
04-06-01	WWH	Preparation of Office Action response		5.3	175.00	927.50
04-09-01	AJM	Preparation of response to Office Action		1.6	295.00	472.00
04-09-01	WWH	Preparation of Response to Office Action		6.2	175.00	1,085.00
04-10-01	AJM	Prepare letter reporting office action		0.3	295.00	88.50
04-11-01	WWH	Preparation of response to Office Action		1.3	175.00	227.50
04-12-01	WWH	Preparation of Office Action response		4.3	175.00	752.50
04-18-01	AJM	Preparation of Response to Office Action		1.7	295.00	501.50

DATE	ATY	DESCRIPTION	TASK CODE H/N	HOURS	RATE	AMOUNT
04-18-01	WWH	Preparation of Office Action response		4.1	175.00	717.50
04-20-01	WWH	Preparation of Office Action response		4.1	175.00	717.50
04-23-01	WWH	Preparation of Office Action response		4.8	175.00	840.00
04-24-01	WWH	Preparation of Office Action response		7.5	175.00	1,312.50
04-25-01	WWH	Preparation of Office Action response		7.4	175.00	1,295.00
04-26-01	WWH	Preparation of Office Action response		7.2	175.00	1,260.00
04-27-01	WWH	Preparation of Office Action response		9.1	175.00	1,592.50
04-30-01	WWH	Preparation of Office Action response		4.2	175.00	735.00
05-01-01	WWH	Preparation of Office Action Response		3.0	175.00	525.00
05-02-01	WWH	Preparation of Office Action Response		3.1	175.00	542.50
05-03-01	WWH	Preparation of Office Action Response		2.1	175.00	367.50
05-04-01	WWH	Preparation of Office Action Response		2.6	175.00	455.00
05-04-01	AJM	Preparation of response to Office Action		2.5	295.00	737.50
05-07-01	WWH	Preparation of Office Action Response		3.4	175.00	595.00
05-08-01	WWH	Preparation of Office Action Response		0.5	175.00	87.50
05-29-01	WWH	Preparation of Office Action Response		1.4	175.00	245.00
05-31-01	AJM	Preparation of Response to Office Action		2.9	295.00	855.50
05-31-01	WWH	Preparation of Office Action Response		3.4	175.00	595.00
06-04-01	WWH	Preparation of Office Action Response		1.2	175.00	210.00
06-04-01	AJM	Preparation of response to Office Action		2.0	295.00	590.00
06-05-01	WWH	Preparation of Office Action Response		1.2	175.00	210.00
06-06-01	AJM	Preparation of response to Office Action		2.0	295.00	590.00
06-07-01	WWH	Preparation of response to Office Action		0.7	175.00	122.50
06-07-01	AJM	Preparation of response to Office Action and letter to J. McGuirk regarding same		0.3	295.00	88.50
06-15-01	AJM	Preparation of response to Office Action		1.0	295.00	295.00
06-15-01	WWH	Preparation of Office Action response, reporting letter to J. McGuirk		4.3	175.00	752.50
07-12-01	AJM	Examiner interview regarding amendment, review of claims regarding same		0.8	295.00	236.00
07-16-01	JPW	Review Notice of Allowance and Allowability		0.1	455.00	45.50
07-19-01	AAH	Correspondence with Mr. J. McGuirk regarding allowance		1.0	150.00	150.00
08-17-01	YG	prepare formal drawings		6.2	80.00	496.00
08-20-01	YG	prepare formal drawings		6.4	80.00	512.00
08-28-01	AAH	Correspondence with Mr. J. McGuirk regarding allowance		0.1	150.00	15.00
08-28-01	JPW	Correspondence to James R. McGuirk		0.2	455.00	91.00
10-02-01	MYS	Review application with MPL in regard to new information in 58463-A-PCT file (differences for consideration of filing national phase in US)		0.6	120.00	72.00
10-03-01	YG	prepare formal drawings		6.4	80.00	512.00
10-05-01	JHB	Review national stage documents to be filed		0.4	130.00	52.00
10-05-01	ANX	prepare issue fee transmittal papers		1.0	90.00	90.00
10-12-01	ANX	prepare issue fee transmittal papers		0.6	90.00	54.00
10-15-01	JPW	Correspondence to James R. McGuirk, Esq.		0.1	455.00	45.50
06-21-02	AJM	Call with T. Hawkins of PTO		1.0	295.00	295.00
09-06-02	NFM	Prepare Power to Inspect and Make Copies; Letter to Ms. Stanonick requesting she copy file history from US Patent and Trademark Office and send to us		1.6	170.00	272.00
02-13-03	YG	prepare formal drawings		5.2	80.00	416.00
03-11-03	YG	prepare formal drawings		0.3	80.00	24.00
03-12-03	YG	prepare formal drawings		0.3	80.00	24.00
04-01-03	YG	prepare formal drawings		0.1	80.00	8.00
04-02-03	YG	prepare formal drawings		0.5	80.00	40.00
04-03-03	YG	prepare formal drawings		0.8	80.00	64.00
04-04-03	YG	prepare formal drawings		0.9	80.00	72.00
04-09-03	NFM	Prepare Petition to Withdraw Notice of Abandonment		5.0	170.00	850.00
04-10-03	NFM	Prepare Petition to Withdraw Notice of Abandonment		6.5	170.00	1,105.00
04-11-03	NFM	Prepare Petition to Withdraw Notice of Abandonment		5.9	170.00	1,003.00
04-14-03	NFM	Prepare Petition to Withdraw Notice of Abandonment		5.4	170.00	918.00
04-17-03	AJM	Prepare petition.		0.4	295.00	118.00
06-03-03	AJM	Prepare petition.		1.5	295.00	442.50
07-21-03	AJM	Prepare petition.		1.2	295.00	354.00
07-24-03	NFM	Prepare Petition to Withdraw Holding of Abandonment		1.8	170.00	306.00
DATE		DESCRIPTION	TASK CODE	HOLD		AMOUNT
12-27-00		FAXES				4.00
12-27-00		FAXES				17.00
12-27-00		FAXES				17.00
12-28-00		FAXES				17.00
12-28-00		POSTAGE				4.72
12-28-00		POSTAGE				4.00
12-29-00		POSTAGE				1.43
12-31-00		PHOTOCOPIES				16.50
01-24-01		POSTAGE				1.00

DATE	DESCRIPTION	TASK CODE	HOLD	AMOUNT
01-31-01	PHOTOCOPIES			6.75
04-09-01	POSTAGE			1.00
04-30-01	PHOTOCOPIES			57.75
05-31-01	FAXES			2.00
05-31-01	PHOTOCOPIES			0.50
06-15-01	POSTAGE			5.56
06-15-01	POSTAGE			4.40
06-30-01	*; AML Information Services			21.10
07-31-01	PHOTOCOPIES			106.75
08-28-01	FAXES			12.00
09-30-01	PHOTOCOPIES			4.25
10-12-01	PATENT & TRADEMARK OFFICE; Commissioner of Patents			620.00
10-17-01	POSTAGE			61.08
10-31-01	POSTAGE			4.08
10-31-01	PHOTOCOPIES			105.00
11-30-01	PHOTOCOPIES			0.50
11-30-01	PATENT & TRADEMARK OFFICE; 10/19/01; Commissioner of Patents & Trademark			20.00
11-30-01	PATENT & TRADEMARK OFFICE; 10/19/01; Commissioner of Patents & Trademark			39.00
12-07-01	*; ModernAge Photographic Services Inc			142.89
12-31-01	PHOTOCOPIES			49.50
01-31-02	PHOTOCOPIES			32.75
02-28-02	POSTAGE			10.07
02-28-02	PHOTOCOPIES			17.25
03-29-02	PHOTOCOPIES			1.50
04-15-02	POSTAGE			22.88
04-30-02	PHOTOCOPIES			26.75
06-14-02	POSTAGE			21.97
06-14-02	POSTAGE			0.80
06-30-02	PHOTOCOPIES			9.25
07-31-02	POSTAGE			0.37
07-31-02	PHOTOCOPIES			2.00
08-31-02	PHOTOCOPIES			5.25
08-31-02	POSTAGE			1.80
09-06-02	FAXES			3.00
09-15-02	POSTAGE			3.60
09-30-02	PHOTOCOPIES			13.00
10-31-02	PHOTOCOPIES			1.50
11-15-02	POSTAGE			1.40
11-30-02	PHOTOCOPIES			2.00
01-21-03	COURIER SERVICE; Federal Express Corp.			22.25
01-21-03	FILE HISTORY; Helene Stanonik			288.37
02-14-03	POSTAGE			18.10
02-28-03	PHOTOCOPIES			4.75
04-30-03	PHOTOCOPIES			0.50
04-30-03	PHOTOCOPIES			0.50
05-16-03	POSTAGE			14.24
05-30-03	PHOTOCOPIES			20.00
07-31-03	PHOTOCOPIES			18.75
09-30-03	POSTAGE			3.00
09-30-03	PHOTOCOPIES			19.50

October 15, 2001

ADM

CONTINUATION? (5WKS LATE) - extend *Ext 1wk*  
- ADM.

ADM

RESPONSE DUE - will file 10/15/01 *Ext 1wk*  
- ADM. *Ext 1wk*

ADM

INSTRUCTIONS (1 WEEK LATE) - *Ext 1wk*  
extend - ADM.

*Due 10/29/01*

AJM/  
NFM

INSTRUCTIONS *Ext 1wk*  
- extend - AJM.

*Due 10/31/01*

AJM/  
NFM

RESPONSE DUE (1MO LATE)  
*to be filed 10/15/01* - AJM. *✓*

*- filed 10/15/01 - NFM*

AJM

INSTRUCTIONS (1WK LATE) - extend - *Ext 1wk*  
AJM. *Due 11/8/01*

AJM

REM. FINAL RESPONSE - extend - *Ext 1wk*  
AJM.

AJM/  
NFM

RESPONSE *Ext to 10/25/01*  
due 10/25/01; will file - NFM.

~~AJM/  
NFM~~

~~INSTRUCTIONS  
waiting for instructions from  
client - NFM.~~

APE

FINAL RESPONSE (1MO LATE) - filed *✓*  
9/17/01 - APE.

APE

RESP.- SEQ LST (1MO LATE) - *✓*  
transferred to Baker Botts - APE.

AX

INSTR. RE. ISSUE FEE - *instr. to pay fee to be sent*  
~~sent by AX~~ *10/15/01*  
~~on 10/15/01~~ - AX. *(10/15/01) by AX 10/15/01*

AX

ISSUE FEE DUE - will be in  
caseroom by 10/12/01 - AX.  
*- sent instr. to pay fee 10/12/01 - AX*  
*Conf. 10/12/01*

AX 2259 58463

ISSUE FEE DUE - will be on ledge *✓*  
on 10/15/01 - AX. *✓*  
*Filed 10/15/01*

IDS (1MO LATE) - extend - GJG. *Ext 1mo*

MOTION DUE OR PERIOD EXPIRES

- P. Murray handles, taken care of - JPW ✓

ANNUITY REMINDER - instructions to ✓

pay sent to Dennemeyer on 9/24/01 ✓

per ARL facsimile - JTL.

ANNUITY REMINDER (3WKS LATE) - ✓

43563 series (P. Fisher) has been transferred per AAH. ✓

ANNUITY

*No issue fee due 10-15-01 (see above)*  
*Due 8/31/02 please Recheck - JTL*

ANNUITY REMINDER (7WKS LATE) -

extend - NML. Due 11/27/01 *Ext 1wk*

-IDS (2MO LATE) - extend; working on it - PJP. *Ext 1mo*

REM NOTICE OF APPEAL (1 WEEK LATE)

- received instructions from client per 9/17/01 patent review meeting to file if needed - PJP. ✓

IDS (1MO LATE) - reminder included in our letter reporting filing of Response to Notice of Missing Parts dated 10/10/01 for JPW signature in caseroom - PT. *Ext 1mo*

RESPONSE REM. - reminder letter to client dated for Oct. 15, 2001 for JPW's signature in caseroom - PT. ✓

NOTICE OF APPEAL REM. - ok - SHS. ✓

FINAL RESPONSE (2MO LATE) - extend

- SHS. - ext letter sent 9/31/01 *Ext 1mo*

CONTINUATION? - patented - WH. ?

*- per our 9/28/01 letter to Client No Continuation*

MISSING PARTS DUE - *due 10-15-01* *ISSUE fee*

waiting for documents - PJP. *Ext 1mo*

DRAWINGS - will be in caseroom by ✓

10/12/01 for signature - YG. *10/15/01*

*- filed 10/15/01 - YG*

SEP-06-02 15:33

ID:12123910526

COOPER+DUNHAM

JOB NUMBER

620

INFORMATION CODE

OK

TELEPHONE NUMBER

17034150403

NAME(ID NUMBER)

7034150403

START TIME

SEP-06-02 15:31

PAGES TRANSMITTED

004

TRANSMISSION MODE

G3

RESOLUTION

STD

REDIALING TIMES

00

SECURITY

OFF

MAILBOX

OFF

MACHINE ENGAGED

02'21

THIS TRANSMISSION IS COMPLETED.

LAST SUCCESSFUL PAGE

004

COOPER & DUNHAM LLP

ATTORNEYS AT LAW

1155 AVENUE OF THE AMERICAS, NEW YORK, NEW YORK 10036  
TELEPHONE: (212) 278-0400

CHRISTOPHER S. DUNHAM  
ROMAN H. ZIVIN  
JOHN P. WHITE  
WILLIAM C. FELTON  
ROBERT D. KATZ  
PETER J. PHILLIPS  
WENDY E. MILLER  
ROBERT T. MALDONADO  
ERIC D. RIESCH  
ALAN J. MORRISON  
GARY J. GERSHBERG  
MICHAEL F. MORANO  
FRANK A. BRUND  
JASON S. HARRIS  
KEITH J. BARBAUS  
HARVEY AGOSTO  
ANTHONY V. FLURY

IVAN S. RAYBURN  
PETER D. MURRAY  
JAY H. MAIDLI  
ROBERT S. G. HOROWITZ  
DONALD B. DOWDEN  
DONNA A. TOBIN  
RICHARD S. MILNER  
RICHARD F. JAWORSKI  
PAUL YENG  
PEDRO C. FERNANDEZ  
TODD W. EVANS  
ALAN C. MILLER  
CHRISTINE D. NICKLES  
SPYROS S. LOUKAROS  
MARIA V. MARUCCI  
DEEPRO R. MURERJEE

FACSIMILE: (212) 391-0525  
(212) 391-0526  
(212) 391-0530

OF COUNSEL  
JOHN R. GARBER  
MARK A. FARLEY

SCIENTIFIC ADVISORS  
BRIAN J. ARDE, PH.D.  
NICHOLAS F. MUTO, PH.D.  
JOSEPH E. CRYSTAL, PH.D.  
ARMAND L. SALZMAN, M. PHIL.  
MURIEL M. LIBERTO, PH.D.

FOUNDED 1887  
www.cooperdunham.com

FACSIMILE TRANSMISSION

\* NEW YORK STATE BAR ADMISSION PENDING

PLEASE DELIVER THE FOLLOWING PAGES

TO : Ms. Helene Stanonick  
COMPANY/FIRM : \_\_\_\_\_  
FACSIMILE NO. : (703) 415-0403  
FROM : Alan J. Morrison, Esq.  
TOTAL NUMBER OF PAGES, INCLUDING COVER PAGE: 4  
DATE : September 6, 2002  
CLIENT/DOCKET: 2259/58463

IF YOU DO NOT RECEIVE ALL THE PAGES, PLEASE CALL BACK AS SOON AS POSSIBLE TO (212) 278-0400.

THE INFORMATION CONTAINED IN THIS FACSIMILE TRANSMISSION IS INTENDED SOLELY FOR THE PERSONAL AND CONFIDENTIAL USE OF THE DESIGNATED RECIPIENT(S) NAMED ABOVE. THIS TRANSMISSION MAY BE AN ATTORNEY-CLIENT COMMUNICATION CONTAINING INFORMATION THAT IS PRIVILEGED AND CONFIDENTIAL. IF THE READER OF THIS MESSAGE IS NOT A DESIGNATED RECIPIENT OR AN AGENT RESPONSIBLE FOR DELIVERING IT TO A DESIGNATED RECIPIENT, YOU ARE HEREBY NOTIFIED THAT YOU HAVE RECEIVED THIS DOCUMENT IN ERROR, AND THAT ANY REVIEW, DISTRIBUTION, OR COPYING OF THIS MESSAGE IS STRICTLY PROHIBITED. IF YOU HAVE RECEIVED THIS COMMUNICATION IN ERROR, OR IF UPON READING THIS DOCUMENT YOU HAVE REASON TO BELIEVE THAT THE DOCUMENT WAS INADVERTENTLY SENT TO YOU, PLEASE NOTIFY US IMMEDIATELY BY COLLECT TELEPHONE CALL AND RETURN THE ORIGINAL MESSAGE TO US BY MAIL. THANK YOU.



COOPER & DUNHAM LLP

ATTORNEYS AT LAW

1185 AVENUE OF THE AMERICAS, NEW YORK, NEW YORK 10036

TELEPHONE: (212) 278-0400

CHRISTOPHER C. DUNHAM  
NORMAN H. ZIVIN  
JOHN/P. WHITE  
WILLIAM E. PELTON  
ROBERT D. KATZ  
PETER J. PHILLIPS  
WENDY E. MILLER  
ROBERT T. MALDONADO  
ERIC D. KIRSCH  
ALAN J. MORRISON  
GARY J. GERSHIK  
MICHAEL F. MORANO  
FRANK A. BRUNO  
JASON S. MARIN  
KEITH J. BARKAUS  
HARVEY AGOSTO  
ANTHONY V. FLINT\*

IVAN S. KAVRUKOV  
PETER D. MURRAY  
JAY H. MAIOLI  
ROBERT B. G. HOROWITZ  
DONALD S. DOWDEN  
DONNA A. TOBIN  
RICHARD S. MILNER  
RICHARD F. JAWORSKI  
PAUL TENG  
PEDRO C. FERNANDEZ  
TODD W. EVANS  
ALAN D. MILLER  
CHRISTINE S. NICKLES  
SPYROS S. LOUKAKOS\*  
MARIA V. MARUCCI  
DEEPRO R. MUKERJEE

FACSIMILE: (212) 391-0525  
(212) 391-0526  
(212) 391-0630

OF COUNSEL  
JOHN R. GARBER  
MARK A. FARLEY

SCIENTIFIC ADVISORS  
BRIAN J. AMOS, PH.D.  
NICHOLAS F. MUTO, PH.D.  
JOSEPH B. CRYSTAL, PH.D.  
ARMAND L. BALBONI, M. PHIL.  
MURIEL M. LIBERTO, PH.D.

FOUNDED 1887  
www.cooperdunham.com

FACSIMILE TRANSMISSION

\* NEW YORK STATE BAR ADMISSION PENDING

PLEASE DELIVER THE FOLLOWING PAGES

TO : Ms. Helene Stanonick

COMPANY/FIRM : \_\_\_\_\_

FACSIMILE NO.: (703) 415-0403

FROM : Alan J. Morrison, Esq.

TOTAL NUMBER OF PAGES, INCLUDING COVER PAGE: 4

DATE : September 6, 2002

CLIENT/DOCKET: 2259/58463

IF YOU DO NOT RECEIVE ALL THE PAGES, PLEASE CALL BACK AS SOON AS POSSIBLE TO (212) 278-0400.

=====

THE INFORMATION CONTAINED IN THIS FACSIMILE TRANSMISSION IS INTENDED SOLELY FOR THE PERSONAL AND CONFIDENTIAL USE OF THE DESIGNATED RECIPIENT(S) NAMED ABOVE. THIS TRANSMISSION MAY BE AN ATTORNEY-CLIENT COMMUNICATION CONTAINING INFORMATION THAT IS PRIVILEGED AND CONFIDENTIAL. IF THE READER OF THIS MESSAGE IS NOT A DESIGNATED RECIPIENT OR AN AGENT RESPONSIBLE FOR DELIVERING IT TO A DESIGNATED RECIPIENT, YOU ARE HEREBY NOTIFIED THAT YOU HAVE RECEIVED THIS DOCUMENT IN ERROR, AND THAT ANY REVIEW, DISTRIBUTION, OR COPYING OF THIS MESSAGE IS STRICTLY PROHIBITED. IF YOU HAVE RECEIVED THIS COMMUNICATION IN ERROR, OR IF UPON READING THIS DOCUMENT YOU HAVE REASON TO BELIEVE THAT THE DOCUMENT WAS INADVERTENTLY SENT TO YOU, PLEASE NOTIFY US IMMEDIATELY BY COLLECT TELEPHONE CALL AND RETURN THE ORIGINAL MESSAGE TO US BY MAIL. THANK YOU.



COOPER & DUNHAM LLP

ATTORNEYS AT LAW

1185 AVENUE OF THE AMERICAS, NEW YORK, NEW YORK 10036

TELEPHONE: (212) 278-0400

CHRISTOPHER C. DUNHAM  
NORMAN H. ZIVIN  
JOHN P. WHITE  
WILLIAM E. PELTON  
ROBERT D. KATZ  
PETER J. PHILLIPS  
WENDY E. MILLER  
ROBERT T. MALDONADO  
ERIC D. KIRSCH  
ALAN J. MORRISON  
GARY J. GERSHIK  
MICHAEL F. MORANO  
FRANK A. BRUNO  
JASON S. MARIN  
KEITH J. BARKAUS  
HARVEY AGOSTO  
ANTHONY V. FLINT\*

IVAN S. KAVRUKOV  
PETER D. MURRAY  
JAY H. MAIOLI  
ROBERT B.G. HOROWITZ  
DONALD S. DOWDEN  
DONNA A. TOBIN  
RICHARD S. MILNER  
RICHARD F. JAWORSKI  
PAUL TENG  
PEDRO C. FERNANDEZ  
TODD W. EVANS  
ALAN D. MILLER  
CHRISTINE S. NICKLES  
SPYROS S. LOUKAKOS\*  
MARIA V. MARUCCI  
DEEPRO R. MUKERJEE

FACSIMILE: (212) 391-0525  
(212) 391-0526  
(212) 391-0630

OF COUNSEL  
JOHN R. GARBER  
MARK A. FARLEY

SCIENTIFIC ADVISORS  
BRIAN J. AMOS, PH.D.  
NICHOLAS F. MUTO, PH.D.  
JOSEPH B. CRYSTAL, PH.D.  
ARMAND L. BALBONI, M. PHIL.  
MURIEL M. LIBERTO, PH.D.

FOUNDED 1887  
[www.cooperdunham.com](http://www.cooperdunham.com)

September 6, 2002

\* NEW YORK STATE BAR ADMISSION PENDING

**BY FACSIMILE**

Ms. Helene Stanonick  
P.O. Box 2431  
Arlington, VA 22202

Re: Harold J. Wanebo and Shashikant Mehta, Combinations of  
Ceramide and Chemotherapeutic Agents for Inducing Cell Death  
and Uses Thereof in Treating Cancer, U.S. Serial No.  
09/287,884, filed April 7, 1999 - Our Docket 58463

Dear Ms. Stanonick:

Further to your September 6, 2002 telephone conference with Dr.  
Nicholas Muto of our office, I enclose a Power to Inspect and Make  
Copies of the above-identified U.S. patent application.

Using the enclosed Power to Inspect and Make Copies, please make  
one (1) copy of the prosecution history, including references, of  
this application. Please send this copy to us via Federal Express  
at your earliest convenience.

Ms. Helene Stanonick  
September 6, 2002  
Page 2

If you have any questions, please call Dr. Muto at (212) 278-0420.  
Thank you for your assistance in this matter.

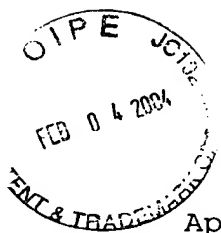
Sincerely,



Alan J. Morrison

JPW/AJM/NFM  
Enclosure

cc: John P. White, Esq.



Dkt. 58463/JPW/AJM/NFM

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application of : Harold J. Wanebo and Shashikant Mehta  
Serial No. : 09/287,884 Group Art Unit: 1614  
Filed : April 7, 1999 Examiner: J.D. Goldberg  
For : COMBINATIONS OF CERAMIDE AND  
CHEMOTHERAPEUTIC AGENTS FOR INDUCING CELL  
DEATH AND USES THEREOF IN TREATING CANCER

1185 Avenue of the Americas  
New York, New York 10036  
September 6, 2002

Assistant Commissioner for Patents  
Washington, D.C. 20231

POWER TO INSPECT AND MAKE COPIES

Sir:

This is to grant Helene Stanonick, P.O. Box 2431, Arlington, VA 22202, the power to inspect and make copies of the above-identified application.

Respectfully submitted,

John P. White  
Registration No. 28,678  
Alan J. Morrison  
Registration No. 37,399  
Attorneys for Applicants  
Cooper & Dunham LLP  
1185 Avenue of the Americas  
New York, New York 10036  
(212) 278-0400

JAN-06-03 11:32

ID:12123910526

COOPER+DUNHAM

JOB NUMBER

843

INFORMATION CODE

OK

TELEPHONE NUMBER 17034150403

NAME(ID NUMBER) 7034150403

START TIME JAN-06-03 11:30

PAGES TRANSMITTED 004 TRANSMISSION MODE G3

RESOLUTION STD REDIALING TIMES 00

SECURITY OFF MAILBOX OFF

MACHINE ENGAGED 02'22

THIS TRANSMISSION IS COMPLETED.

LAST SUCCESSFUL PAGE 004

COOPER & DUNHAM LLP

ATTORNEYS AT LAW

1165 AVENUE OF THE AMERICAS, NEW YORK, NEW YORK 10036  
TELEPHONE: (212) 278-0400

CHRISTOPHER C. DUNHAM  
NORMAN M. ZIVIN  
JOHN P. WHITE  
WILLIAM C. KELTON  
ROBERT D. KATZ  
PETER J. PHILLIPS  
WENDY S. MILLER  
ROBERT T. MALDONADO  
ERIC D. KIRCH  
ALAN J. MORRISON  
GARY J. BERENIR  
MICHAEL F. MORANO  
FRANK A. BRUND  
JASON E. MARIN  
KEITH J. BARBAUS  
HARVEY ABBOTO  
ANTHONY V. FLINT\*

IVAN S. RAVENHOF  
PETER D. MURRAY  
JAY H. MADOLI  
ROBERT A.D. HODOWITZ  
DONALD S. DOWDEN  
DONNA A. TOBIN  
RICHARD S. RILNER  
RICHARD F. JAWORSKI  
PAUL TENG  
PEDRO C. FERNANDEZ  
TODD W. EVANS  
ALAN D. MILLER  
CHRISTINE E. NICKLES  
SPYROS S. LOUKAROS  
MARIA V. MARUDOI  
DEEPRO R. NUKERJEE

FACSIMILE: (212) 391-0528  
(212) 391-0528  
(212) 391-0530

OF COUNSEL  
JOHN A. GARNER  
MARK A. FARLEY

SCIENTIFIC ADVISORS  
BRIAN J. ANDER, PH.D.  
NICHOLAS F. MUTO, PH.D.  
JOSEPH S. CRYSTAL, PH.D.  
ARMANDO L. SALASOLI, M. PHIL.  
MURIEL M. LIBERTO, PH.D.

FOUNDED 1887  
www.cooperdunham.com

FACSIMILE TRANSMISSION

\* NEW YORK STATE BAR ADMISSION PENDING

PLEASE DELIVER THE FOLLOWING PAGES

TO : Ms. Helene Stanonick  
COMPANY/FIRM : \_\_\_\_\_  
FACSIMILE NO. : (703) 415-0403  
FROM : Alan J. Morrison, Esq.  
TOTAL NUMBER OF PAGES, INCLUDING COVER PAGE: 4  
DATE : September 6, 2002  
CLIENT/DOCKET: 2259/58463

IF YOU DO NOT RECEIVE ALL THE PAGES, PLEASE CALL BACK AS SOON AS POSSIBLE TO (212) 278-0400.

THE INFORMATION CONTAINED IN THIS FACSIMILE TRANSMISSION IS INTENDED SOLELY FOR THE PERSONAL AND CONFIDENTIAL USE OF THE DESIGNATED RECIPIENT(S) NAMED ABOVE. THIS TRANSMISSION MAY BE AN ATTORNEY-CLIENT COMMUNICATION CONTAINING INFORMATION THAT IS PRIVILEGED AND CONFIDENTIAL. IF THE READER OF THIS MESSAGE IS NOT A DESIGNATED RECIPIENT OR AN AGENT RESPONSIBLE FOR DELIVERING IT TO A DESIGNATED RECIPIENT, YOU ARE HEREBY NOTIFIED THAT YOU HAVE RECEIVED THIS DOCUMENT IN ERROR, AND THAT ANY REVIEW, DISTRIBUTION, OR COPYING OF THIS MESSAGE IS STRICTLY PROHIBITED. IF YOU HAVE RECEIVED THIS COMMUNICATION IN ERROR, OR IF UPON READING THIS DOCUMENT YOU HAVE REASON TO BELIEVE THAT THE DOCUMENT WAS INADVERTENTLY SENT TO YOU, PLEASE NOTIFY US IMMEDIATELY BY COLLECT TELEPHONE CALL AND RETURN THE ORIGINAL MESSAGE TO US BY MAIL. THANK YOU.

## PART B—ISSUE FEE TRANSMITTAL

Complete and mail this form, together with a fee, to:

Box ISSUE FEE  
Assistant Commissioner for Patents  
Washington, D.C. 20231

**MAILING INSTRUCTIONS:** This form should be used for transmitting the ISSUE FEE. Blocks 1 through 4 should be completed where appropriate. All further correspondence including the Issue Fee receipt, the Patent, advance orders and notification of maintenance fees will be mailed to the current correspondence address as indicated unless corrected below or directed otherwise in Block 1, by (a) specifying a new correspondence address; and/or (b) indicating a separate "FEE ADDRESS" for maintenance fee notifications.

CURRENT CORRESPONDENCE ADDRESS (Note: Legibly mark-up with any corrections or use Block 1)

JOHN P. WHITE  
COOPER & DUNHAM  
1185 AVENUE OF THE AMERICAS  
NEW YORK NY 10036

Note: The certificate of mailing below can only be used for domestic mailings of the Issue Fee Transmittal. This certificate cannot be used for any other accompanying papers. Each additional paper, such as an assignment or formal drawing, must have its own certificate of mailing.

## Certificate of Mailing

I hereby certify that this Issue Fee Transmittal is being deposited with the United States Postal Service with sufficient postage for first class mail in an envelope addressed to the Box Issue Fee address above on the date indicated below.

John P. White (Depositor's name)

(Signature)

October 15, 2001 (Date)

APPLICATION NO.	FILING DATE	TOTAL CLAIMS	EXAMINER AND GROUP ART UNIT	DATE MAILED
09/287,884	04/07/99	014	GOLDBERG, J	07/13/01
First Named Applicant	35 USC 154(b) term ext. = 0 Days.			

TITLE OF INVENTION: COMBINATIONS OF CERAMIDE AND CHEMOTHERAPEUTIC AGENTS FOR INDUCING CELL DEATH AND USES THEREOF IN TREATING CANCER

ATTY'S DOCKET NO.	CLASS-SUBCLASS	BATCH NO.	APPLN. TYPE	SMALL ENTITY	FEE DUE	DATE DUE
1	58463/JPW/EM	514-449.000	J08	UTILITY	YES	\$620.00 10/15/01

1. Change of correspondence address or indication of "Fee Address" (37 CFR 1.363). Use of PTO form(s) and Customer Number are recommended, but not required.

- ☐ Change of correspondence address (or Change of Correspondence Address form PTO/SB/122) attached.
- ☐ "Fee Address" indication (or "Fee Address" indication form PTO/SB/47) attached.

2. For printing on the patent front page, list (1) the names of up to 3 registered patent attorneys or agents OR, alternatively, (2) the name of a single firm (having as a member a registered attorney or agent) and the names of up to 2 registered patent attorneys or agents. If no name is listed, no name will be printed.

- 1 John P. White
- 2 Cooper & Dunham LLP
- 3

3. ASSIGNEE NAME AND RESIDENCE DATA TO BE PRINTED ON THE PATENT (print or type)  
PLEASE NOTE: Unless an assignee is identified below, no assignee data will appear on the patent. Inclusion of assignee data is only appropriate when an assignment has been previously submitted to the PTO or is being submitted under separate cover. Completion of this form is NOT a substitute for filing an assignment.

(A) NAME OF ASSIGNEE Roger Williams Hospital

(B) RESIDENCE: (CITY &amp; STATE OR COUNTRY) Providence, R.I. 02908

Please check the appropriate assignee category indicated below (will not be printed on the patent)

- ☐ individual ☒ corporation or other private group entity ☐ government

4a. The following fees are enclosed (make check payable to Commissioner of Patents and Trademarks):

- ☒ Issue Fee
- ☐ Advance Order - # of Copies

4b. The following fees or deficiency in these fees should be charged to:

DEPOSIT ACCOUNT NUMBER 03-3125  
(ENCLOSE AN EXTRA COPY OF THIS FORM)

- ☐ Issue Fee
- ☒ Advance Order - # of Copies 13

The COMMISSIONER OF PATENTS AND TRADEMARKS IS requested to apply the Issue Fee to the application identified above.

(Authorized Signature) John P. White, Reg. No. 28,678 (Date) October 15, 2001

NOTE: The Issue Fee will not be accepted from anyone other than the applicant; a registered attorney or agent; or the assignee or other party in interest as shown by the records of the Patent and Trademark Office.

**Burden Hour Statement:** This form is estimated to take 0.2 hours to complete. Time will vary depending on the needs of the individual case. Any comments on the amount of time required to complete this form should be sent to the Chief Information Officer, Patent and Trademark Office, Washington, D.C. 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND FEES AND THIS FORM TO: Box Issue Fee, Assistant Commissioner for Patents, Washington D.C. 20231

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

10/19/2001 MAILER2 00000100 033125 09287884

01 FC:242 20.00 CH 620.00 DP  
02 FC:561 39.00 CH

TRANSMIT THIS FORM WITH FEE

PTOL-85B (REV. 10-96) Approved for use through 06/30/99. OMB 0651-0033

Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE